IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Appeal (Ld) No.454 of 2005
in
Company Petition No. 893 of 2004

SKS(Ship) Ltd. ..Appellant

vs.

Yezdi Dubash ..Respondent

Mr.D.D.Madon i/b Thakore Jariwala & Associates for appellant.
Ms.Preeti Shah for respondent.

CORAM: A.P.SHAH &
S.J.VAZIFDAR JJ.
2nd May 2005

P.C.

1. By consent of the parties disputes and differences between the parties are referred to the sole arbitration of Mr.Arif Bookwala in accordance with clause 16 of the agreement.

2. Parties agree to file claims and counterclaims within a period of 8 weeks from today. The arbitrator is requested to decide the reference expeditiously and preferably within 6 months.

3. The appellant agrees to deposit the amount of Rs.3,37,095/- in this Court within four weeks from today and the said deposit shall abide by the result of arbitration.

4. Prothonotary and Senior Master shall invest the said amount in any Nationalised Bank initially flor a period of six months and if necessary renew the same from time to time with the permission of the Arbitrator.

5. The impugned order of learned single Judge is set aside. The appeal as well as company petition stand disposed of with no order as to costs.